

**FILED**

## ORDER

<sup>1</sup>The Commissioner's response in large part duplicates his response filed on November 18, 2010, compare Doc. 25 with Doc. 30, and because the Commissioner in the later-filed document has recited almost verbatim the arguments and arguments set forth in the earlier-filed paper, the

After consideration of the parties' papers and in light of, inter alia, the administrative law judge's ("ALJ") inconsistent findings with regard to the severity of Bonds' mental impairments and the ALJ's improper treatment and discussion of Bonds' functional limitations as set forth by Nicole Sampson, Ph.D., in her written assessment, the Court<sup>2</sup>

(1) DECLINES to adopt the Report and Recommendation filed on March 28, 2011;

(2) REVERSES the Commissioner's decision denying Bonds' Applications for Disability Insurance Benefits and Supplemental Security Income;

(3) REMANDS this matter to the Commissioner pursuant to sentence four of Section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), for further proceedings;

(4) DIRECTS the ALJ upon remand to engage in the five-step sequential evaluation process set forth in 20 C.F.R. § 404.1520 in re-evaluating Bonds' Applications for Disability Insurance Benefits and Supplemental Security Income in accordance with extant case law and applicable Social Security Rulings; and

(5) ORDERS that judgment pursuant to this Order issue forthwith.

ENTERED this 6th day of September, 2011.

  
LEE R. WEST  
UNITED STATES DISTRICT JUDGE

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Commissioner's response did not significantly aid the Court in its resolution of this matter or in determining whether the errors committed by the administrative law judge as well as her inconsistent findings were indeed "harmless" and/or "superficial."

<sup>2</sup>Because the parties are familiar with the facts and procedural history of this case, the Court has not restated them.